SUPREME COURT, U. S.

Office-Supreme Court, U.S.
FILED
APR 29 1968
JOHN F. DAVIS, CLERK

IN THE

SUPREME COURT OF THE

UNITED STATES

October Term 1967

No. 1 2 3 3

EMMET P. BURKE,

Petitioner,

vs.

EVERETT T. CARPENTER, et al,

Respondents.

PETITIONER'S REPLY TO RESPONDENT'S MEMORANDUM IN OPPOSITION TO PETITION FOR A WRIT OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

EMMET P. BURKE

515 N. Buena Vista St.
Burbank, California
91505

Petitioner in Pro Per

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Petitioner did everything possible to insure timely filing and repeatedly told printers it

must be in the custody of the Supreme Court not later than the 90th day after December 15, 1967. Their failure caused the delay and petitioner himself took the papers from them and dispatched same, Air Mail, Special Delivery, on the morning of March 14, 1968, on the 90th day. The Petition was docketed on March 15, 1968 and petitioner was not advised by the clerk that it was untimely. 1/ In the interest of justice, it is prayed that the Petition be accepted for consideration on its merits.

Respectfully submitted,

EMMET P. BURKE

Petitioner in Pro Per

1/ The postal money order for the filing fee was dated March 11, 1968. The respondent's memorandum was not received by petitioner until April 19, 1968.

April 1968

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